

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NORTH DAKOTA

IN RE: Drain Services, Inc. CASE NO. 23-30352

Debtor CHAPTER 11

NOTICE OF APPOINTMENT OF SUBCHAPTER V TRUSTEE

Pursuant to 11 U.S.C. § 1183(a), the United States Trustee has appointed the following qualified individual as Subchapter V trustee in the above-captioned cases:

**Thomas J. Kapusta**  
**P.O. Box 90624**  
**Sioux Falls, SD 57109**  
**[tkapusta@aol.com](mailto:tkapusta@aol.com)**

The trustee's verified statement of disinterestedness and anticipated rate of compensation is attached to this notice.

Date: 10/4/23

Mary R. Jensen  
Acting United States Trustee  
Region 12

By: /s/ Robert B. Raschke

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NORTH DAKOTA

IN RE: Drain Services, Inc.

CASE NO. 23-30352

Debtor(s)

CHAPTER 11

VERIFIED STATEMENT OF SUBCHAPTER V TRUSTEE

In connection with the United States Trustee's Notice of Appointment of me as Subchapter V trustee in this proceeding, I hereby verify that I am a "disinterested person" as defined by 11 U.S.C. §101(14) in that I:

- (a) am not a creditor, equity security holder or insider of the debtor;
- (b) am not, and was not, within two years before the date of filing of the petition, a director, officer, or employee of the debtor; and
- (c) do not have an interest materially adverse to the interest of the estate or of any class of creditors or equity security holders, by reason of any direct or indirect relationship to, connection with, or interest in, the debtor, or for any other reason.

Subject to court approval pursuant to 11 U.S.C. § 330, I anticipate seeking compensation for my service in this case at an hourly rate of \$275.00, in addition to seeking reimbursement for any actual and necessary expenses I incur.

I hereby accept my appointment as subchapter V trustee in this case pursuant to FRBP 2008.

Dated: 10-3-2023

/s/ Thomas Kapusta  
Thomas Kapusta  
TK Enterprises, LLC  
PO Box 90624  
Sioux Falls, SD 57109  
[tkapusta@aol.com](mailto:tkapusta@aol.com)  
605-376-6715